

Wiggin and Dana LLP  
One Century Tower  
P.O. Box 1832  
New Haven, Connecticut  
06508-1832  
www.wiggin.com

Bruce L. McDermott  
203.498.4340  
203.782.2889 fax  
bmcdermott@wiggin.com

WIGGIN AND DANA  
*Counsellors at Law*

VIA FACSIMILE AND REGULAR MAIL

August 9, 2006

Timothy Herbst  
Chairman  
Planning & Zoning Commission  
Town of Trumbull  
5866 Main Street  
Trumbull, CT 06611

Re: Trumbull Substation

Dear Mr. Herbst:

The United Illuminating Company ("UI") is in receipt of Joan Gruce's letter dated July 24, 2006, stating that the Town of Trumbull's ("Trumbull") Planning and Zoning Commission (the "P&Z Commission") voted unanimously to deny the location and construction of the substation ("Project") proposed by UI.

The letter states that UI representatives did not attend the P&Z Commission meeting. UI had not been informed that a meeting was scheduled. Indeed, it was only upon receiving the letter that UI learned of the Commission's meeting concerning the Project. UI would have been pleased to attend the meeting and present an overview of the Project for the Commission's deliberation, if it had received notice of the meeting. The letter also states that the P&Z Commission did not receive a sufficient number of copies of UI's application to the Connecticut Siting Council. No additional copies were requested by the P&Z Commission. Please let me know if you would like additional copies of the application. In the future, UI will be happy to provide a copy of any additional communications with the P&Z Commission for each Commission member, and has included a copy of this letter for each of the Commission members.

The letter states that the P&Z Commission did not have sufficient time to review UI's Siting Council application. Please be aware that the 30 day comment period was not established by UI. Rather, as UI pointed out in its June 30, 2006 letter to the P&Z Commission (which accompanied a copy of the application), the 30 day comment period is set forth in a Connecticut statute. *See Conn. Gen. Stat. § 16-50x(d).*

As you may know, UI representatives met with Trumbull officials and residents prior to the start of the municipal consultation process and before the submission of UI's application to the Siting Council (including a meeting in October 2002 that Ms. Gruce and First

**RECEIVED**  
AUG 10 2006  
CONNECTICUT  
SITING COUNCIL

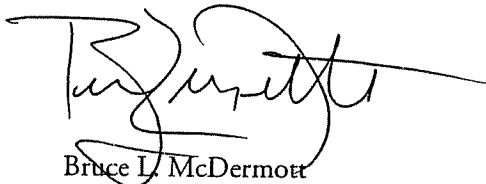
WIGGIN AND DANA  
*Counsellors at Law*

Selectman Baldwin attended with UI's consultants to discuss the project). Additionally, pursuant to Conn. Gen. Stat. § 16-50l(e), on December 1, 2005, UI provided information about the proposed Project to First Selectman Baldwin thereby initiating the municipal consultation process. As such, Trumbull officials have had information about the Project as early as December 2005, if not before.

The letter states that the Project would create a public health, safety and welfare risk, yet no information concerning the Commission's conclusion was provided. UI does not agree with the P&Z Commission's conclusions and, as UI explained in its application to the Council, the proposed Project "will not pose an undue safety or health hazard to persons or property." *See*, Section XII of UI's Application. If you or any Commission member would provide us with information regarding the Commission's public health, safety and welfare concern, UI would be pleased to respond.

UI would be happy to meet with the P&Z Commission to address any concerns the Commissioners may have, now or in the future. If you will let me know of a time convenient for the P&Z Commission, I will see that the appropriate individuals from UI are available to meet with you and answer any questions the Commission may have.

Very truly yours,



Bruce L. McDermott

cc: S. Derek Phelps - Connecticut Siting Council  
Members, Trumbull Planning and Zoning Commission  
Joan M. Gruce, Planning and Zoning Administrator